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Public Utilities Commission

Annual Report FY 1979

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Commissioners

PUBLIC UTILITIES COMMISSION
STATE OF SOUTH DAKOTA
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Steve Blomeke, Exec. Secretary

Honorable William J. Janklow
Governor, State of South Dakota
State Capitol
Pierre, South Dakota 57501

Dear Governor Janklow:

On behalf of this agency I am pleased to submit this annual report of the South Dakota Public Utilities Commission for the fiscal year ending June 30, 1979. This report contains the documented and historical record of the Commission. It reflects the proceedings and developments of the Commission between July 1, 1978, and June 30, 1979.

The South Dakota Public Utilities Commission received authority in 1975 to regulate investor-owned gas and electric utility companies providing service within our state. Therefore, this report contains information concerning our success in keeping South Dakotans' utility rates at a fair and reasonable level. As fully documented in this report, during the Commission's approximate four-year tenure of gas and electric regulation, it has disallowed approximately $26 million of requested rate increases.

Recently developments throughout South Dakota and the nation have focused on the energy problems faced by our citizens. We trust this report will be useful in evaluating the progress made by the Commission during this period and will assist South Dakotans in gaining a better understanding of the activities of this Commission.

Sincerely,

STEPHEN L. BLOMEKE
Executive Secretary

SLB:da

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HISTORY AND STATUTORY AUTHORITY OF THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

The Board of Railroad Commissioners was established in 1885 by the Territorial Legislature (Chapter 126, General Laws of 1885). The duties and powers of the Board as originally created had reference only to service and facilities of rail carriers. At the time of the division of the territory and its admission into the Union, the States of South Dakota and North Dakota each continued the Railroad Commission.

The first session of the state legislature in 1889 passed Chapter 110, amending the 1885 law establishing, in effect, the Board of Railroad Commissioners of the State of South Dakota and largely increasing the powers and duties of such Board. The Board consisted of three members, each appointed for a term of two years—or at the plesasure of the Governor. In 1897, Chapter 111 was enacted, making the Board of Railroad Commissioners an elective office with each Commissioner having a term in office of six years, one Commissioner to be elected each two years. The purpose of the legislature was to allow experienced members upon the Board and to make the Board of Railroad Commissioners responsible directly to the people. By the enactment of Chapter 110 of the Session Laws of 1897, the powers and duties of the Board were increased to include the establishment of railroad rates. Up to that time the said powers and duties of the Board were restricted to those of a fact-finding body with authority to publish its findings. It did not have authority to establish or promulgate rates.

In 1907, legislative enactment created a telephone commission composed of the State Treasurer, State Auditor, and a Telephone Commissioner, which had limited jurisdiction over telephone and telegraph companies. Said Commissioner was to be appointed by the Governor for a period of two years. In the session of 1909, the Legislature repealed the 1907 law and abolished the telephone commission and enacted Chapter 289, under which the rates and service of telephone and telegraph companies were placed under the jurisdiction of the Board of Railroad Commissioners. With certain changes by succeeding legislatures, this is still the law relating to rates and service of telephone and telegraph companies.

In 1890 the legislature placed the regulation of grain warehouses under the jurisdiction of the Board (Chapter 99 of Session Laws of 1908). That law, with amendments, was subsequently enacted,and is still in force.

In 1925 the legislature enacted Chapter 300, under which the property (general) storage warehouses were placed under the jurisdiction of the Board of Railroad Commissioners. Previous to such enactment, this supervision was exercised by the Secretary of State.

Under Chapter 124 of the Session Laws of 1923, the supervision and control of motor carriers was placed under the jurisdiction of the Board of Railroad Commissioners with more or less limited powers and duties. In 1925 the legislature enacted Chapter 224, a very comprehensive Motor Carrier Act under which regulation of motor carriers is now conducted.

The name was changed from Board of Railroad Commissioners to Public Utilities Commission on July 1, 1939, to reflect more accurately the scope of duties now assigned to the agency.

In 1975, the Legislature passed legislation granting the Public Utilities Commission additional jurisdiction over the regulation of gas and electric utilities. In 1976, the legislature exempted the Rural Electric Associations from this regulation; and in 1979, the Rural Telephone Associations were also granted exemption from Public Utilities Commission regulation.

In 1967 a codification of the South Dakota law resulted in the South Dakota Compiled Laws of 1967, with the laws applicable to the Public Utilities Commission being found under Title 49 (or SDCL 49) in Volume 14. These laws govern the regulation of motor carriers, railroads, telephone and telegraph service, public warehouses, public grain warehouses, grain dealers, gas,and electric utilities and the siting of energy facilities. Also, from 1974 to the present, Public Utilities Commission rules have been promulgated covering the above regulated utilities. Prior to this time the Commission had no rules.

Pursuant to Title 49, no carrier or utility may increase its rates without the written consent of the Commission. All existing rates and practices of such carriers or utilities are subject to hearing upon complaint by any interested party or upon motion of the Commission. The duty rests with the Commission to: conduct hearings and investigations; develop all the facts and circumstances insofar as intrastate operations are concerned; and enter its finding and issue its order with respect thereto. Such order of the Commission is subject to appeal to the Court.

With reference to the matter of rates applicable to interstate traffic, the Commission, by law is authorized and required to develop the facts and present such facts to the Interstate Commerce Commission and the courts. The Public Utilities Commission also has authority to institute proceedings before the Interstate Commerce Commission upon its own motion, either with or without complaint from shippers or citizens of the State.

The Commission functions under direct appropriations of the Legislature but is charged with the responsibility of collecting certain fees for licensing permits and charges, including special hearing fund assessments in the Fixed Utilities Division.

COMMISSIONERS' BIOGRAPHIES

NORMA KLINKEL—Chairwoman, Public Utilities Commission (Democrat). Born April 18, 1921, B.S. Degree in Business Administration, economics major, from the University of South Dakota. Formerly in private business, Norma Klinkel was a project director of Inter-Lakes Community Action, South Dakota Planning District I (1969-1974). She is a member of the Methodist Church, past member of South Dakota Consumers' League, Brookings Area Betterment Committee, National Association for Community Development, League of Women Voters, South Dakota Board of Social Services, member of NARUC, and Secretary-Treasurer of Mid-America Regulatory Commissioners.

Mrs. Klinkel was elected statewide to represent District 2, the northeast quarter of the state from the Missouri River to the Minnesota border, in November of 1974. She was sworn into office January, 1975, her present term expires January 1, 1981.

She has a family of five daughters and two sons; her address is Brookings, South Dakota.

CHARLOTTE FISCHER—Commissioner, Public Utilities Commission (Republican). Born November 20, 1948, in Wall, South Dakota, to Walter and Grace Fischer. Charlotte is the fourth of five children, single, presently the youngest elected Public Utilities Commissioner in the United States; nominated as one of the outstanding young women of America in 1976.

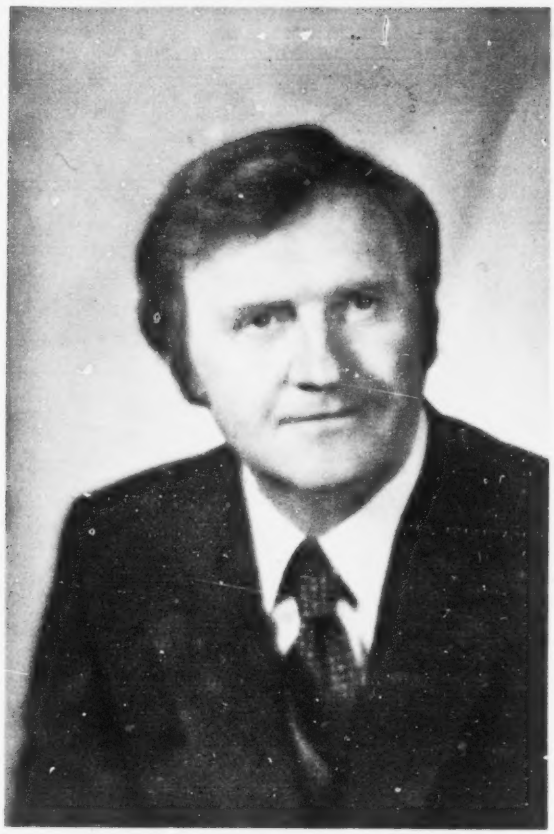
After serving three and one-half years as a research assistant to Congressman James Abdnor in Washington, D.C., Charlotte sought the statewide elected Public Utilities Commission position in 1976, winning with 57% of the vote.

As an aide to Mr. Abdnor, Miss Fischer was responsible for various fields of interest, including the economy, taxes, OSHA, health care, education, among other fields.

Miss Fischer received a B.S. in government in 1971 from the University of South Dakota and completed regular course requirements for an M.A. in government in 1972. While at USD, Charlotte was a member of the Kappa Alpha Theta sorority, Student Senate, College Young Republican Chairman, and a director of the Student Union Governing Board. She is currently active in the American Legion Auxiliary.

Miss Fischer is a member of the National Association of Regulatory Utility Commissioners and serves on NARUC's Ad Hoc Committee on Utility Management Audits and NARUC's Committee on Railroads.

Miss Fischer represents District 3, the entire South Dakota west river area, and took office in January of 1977. Her term expires in January, 1983.



KENNETH STOFFERAHN—Vice Chairman, Public Utilities Commission (Democrat). Born April 5, 1934, in Lakefield, Minnesota; recently transferred residence from Humboldt, South Dakota, to Pierre, South Dakota. He has a B.S. Degree in Agriculture (1957) from South Dakota State University and served with the South Dakota Air National Guard (Air Force Reserve) as A/2C, 1957-1963.

Mr. Stofferahn served as President of West Central Board of Education in 1974 and 1978, serving on the Board in 1974 and 1976-78. He served in the South Dakota House of Representatives from 1974-1976. He was elected to the South Dakota Public Utilities Commission in November of 1978—elected statewide, winning with 55% of the vote.

Mr. Stofferahn's occupation is general farming, livestock and grain.

Fraternal and civic organizations in which Ken Stofferahn has been active are the Elks and Masons. He is listed in Who's Who of Community Leaders in America and the American Biographical Institute. He is a member of the National Association of Regulatory Utility Commissioners.

Commissioner Stofferahn is married to Diane Claire Henderson; they have four children.

His district is District 1, the southeast quarter of the state from the Missouri River to the Minnesota-Iowa border. He was sworn into office January 1, 1979. His term expires January, 1985.

ADMINISTRATIVE DIVISION

The purpose of the Public Utilities Commission is to regulate intrastate facilities, services, operations and rates of common carriers and public utilities; to provide dependable service to the public at just and reasonable rates and to register interstate authority to insure public safety and service.

The Administrative Division of the South Dakota Public Utilities Commission is comprised of the three Commissioners, the Executive Secretary/Director, the Administrative Aide, the Executive Administrative Secretary, the Court Reporter and the Receptionist.

The Commissioners are elected by the people of South Dakota, each one representing a separate district, but are elected at large. Their six-year terms are staggered so that only one Commissioner runs for election every two years. The qualification requirements for Commissioners are: that they be at least 25 years of age, a resident of the state for two years and a resident of the district from which they are candidates. Vacancies are filled by temporary appointment by the Governor. The appointee holds office until the following general election. It is a statutory requirement that each Public Utilities Commissioner during his/her term of office reside at the capitol city and spend his/her entire time in the discharge of his/her duties.

The Commissioners serve in a quasi-judicial and quasi-legislative (rule-making) regulatory capacity over those industries as defined by Title 49 of the South Dakota Compiled Laws. These laws were enacted by the South Dakota State Legislature.

Their duties include: convening conferences each week for the purpose of discussing and deciding transportation and utility cases which are awaiting action by the Commission; hearing advice and counsel from staff members on these cases; presiding at hearings to take testimony and examine witnesses; studying the facts provided by all parties to the cases; and providing just and reasonable decisions for the people of South Dakota.

The Executive Secretary/Director of the South Dakota Public Utilities Commission is elected by a majority vote of the three Commissioners once every two years. His/her administrative duties are: (1) to provide correlated and coordinated budgetary and accounting measures to aid the Commission in complying with its regulatory duties; (2) to promote and guide program modifications and alterations as necessary when changes occur in responsibilities of the Commission; (3) to provide personnel and other related expertise or assistance as needed to correlate and coordinate the operations of the divisions of the Public Utilities Commission; (4) to insure proper reporting and recording of Commission action; (5) to provide guidance and directions to the two other divisions on policy; (6) to prepare legislative proposals and actions as directed by the Commission and (7) to execute official orders and documents of the Commission. Steve Blomeke has served as Executive Secretary/Director since assuming his duties in November of 1978.

The Executive Administrative Secretary is elected by the Commission once every two years. His/her duties are (1) to maintain a correspondence file for the Administrative Division; (2) to keep and update the PUC Calendar, including a listing of hearings, meetings, legislative committee hearings, and conferences, (3) to coordinate with the other two divisions to handle overflow work of the secretaries; (4) to prepare correspondence of the Commissioners and the Executive Secretary/Director; (5) to supervise and assist the Receptionist in handling telephone calls and correspondence; and (6) to keep minutes of Commission meetings. Della Andre continues to serve as Executive Administrative Secretary.

The Administrative Aide is a career service position, and the duties are: (1) to prepare financial statements as required by statute; (2) to keep personnel records; (3) to maintain payroll accounting and general accounting for the Commission; (4) to act as purchasing agent for the Commission, including paying vouchers and bills; (5) to represent the Commission at finance officers' meetings; and (6) to represent the Commission at personnel representatives' meetings. Margaret Nickels is currently the Administrative Aide.

The Court Reporter position is career service and fulfills the function of attending hearings with the Hearing Examiner and/or Commissioners, taking testimony verbatim at the hearings, and typing and reproducing the transcripts. Margaret Rensch continues her tenure as Court Reporter.

The position of Receptionist is career service with the state of South Dakota. This individual recieves all telephone calls coming into the Administrative and Fixed Utilities Divisions of the Public Utilities Commission, as well as calls of inquiry for the Transportation Division. Except for informational calls which the Receiptionist is able to handle, calls are routed to their proper departments. The Receptionist opens the mail, distributes it to the various departments, and keeps a log of all monies coming into the office. The Recepionist aids in overflow work from the secretarial offices and distributes news information. Mary Barth Ludemann currently fulfills the duties of Receptionist.

FIXED UTILITIES DIVISION

The Fixed Utilities Division of the Public Utilities Commission provides the Commission with the technical staff necessary for the regulation of electric, gas, telephone, and telegraph utilities. The Fixed Division was established as a separate section in 1975 when the legislature passed legislation granting the Public Utilities Commission additional jurisdiction over the gas and electric utilities. The Division receives its authority to operate from South Dakota Compiled Laws, Chapter 49. The Commission has also adopted rules pursuant to Chapter 49 and these serve as the official guidelines for the Commission, utility companies and the public.

The activities of the Fixed Utilities Division are wide and varied to insure the proper regulation of utilities. To do this the Division must be staffed to handle the following areas: preparation for utility rate cases; complaints and questions from the public with regard to their utility service; keeping up-to-date on new issues and data both locally and nationally in the utility field; monitoring utilities through the inspection of filed tariffs and other routine filings required by the Commission; preparing and up-dating territorial maps; and preparing and up-dating the Commission Rules for the utility field.

The Fixed Utilities Division is made up of three major sections: Engineering, Complaints and Accounting. They are supervised by the Director and Deputy Director.

DIRECTOR

Heading the Fixed Utilities Division is the Director of Fixed Utilities, an elective position by a majority of the Commission. He/She is directly responsible to the Executive Secretary. The Director is the coordinator and representative of the Division and works closely in the supervision of the utility rate cases. The position was held by Larry Gunderson until February of 1979. Faye D. Brown, appointed in July of 1979, is the current Director.

DEPUTY DIRECTOR

Directly responsible to the Director is the Deputy Director. Also an appointive position, the Deputy Director fulfills the duties of the Director when the need arises, while at the same time works on formal and informal complaints and provides consumer information to the public. He/She is also responsible for overseeing implementation of those statutes within the National Energy Act that require utilities to provide information to consumers regarding rate schedules, complaint inquiries, service rules and information on Energy Assistance programs. The Deputy Director is the coordinator for all research and workshops on alternative energy resources.

Faye D. Brown held the position of Deputy director until her appointment to Director in July of 1979 at which time Gwen Steingraber was appointed.

ENGINEERING SECTION

The Engineering Section performs investigations of changes in rate schedules and handles formal and informal complaints that require engineering expertise. The Engineering Section also makes recommendations to other staff and the Commission on the basis of its investigations of generating plants, service boundaries and preparation of territorial maps.

In the past year a major area of responsibility for the Engineering Section has been to implement the new Energy Transmission Siting Law passed by the South Dakota Legislature in 1977. Since Energy development may significantly affect: the welfare of the population, the environmental quality, the location and growth of industry and the use of natural resources in the State. Consequently, this law was adopted to insure the orderly and timely construction of energy facilities by granting the Commission permit authority.

In accordance with this new law every utility which owns and operates, or plans to own and operate an energy conversion facility within an immediate ten year frame is required to submit a ten year plan to the commission, with updating to follow every second year. The ten-year plans were filed on July 1, 1978. Effective July 1, 1979, no utility could begin construction of a facility in the state without first having obtained a permit issued by the Commission. The Engineering Section is responsible for reviewing and inspecting these ten-year plans and permit applications when making its recommendations to the Commission.

The Engineering Section has had two positions responsible for providing the necessary engineering expertise. Martin Bettmann and Elmer Alksnitis fulfilled those duties during the fiscal year.

ACCOUNTING SECTION

The Accounting Section of the Division is directly responsible to the Director. Its major function is the preparation of the staff cases for electric, gas, telephone and telegraph utility companys rate requests.

In a rate case a utility will initially file an application with the commission to increase its allowed rates. This filing is subject to Commission Rules and must contain all relevant data on company operations along with the written testimony of their expert witnesses. The utility company must also deposit with the Commission a fee to cover staff's expenses for preparation of the case. This filing fee is required for rate increase applications of over $500,000.

At this time the Commission has the authority to suspend the implementation of the proposed rates for a period of six months. This time period allows the Accounting section and other staff the opportunity to review the filed case and prepare their own findings as to the neccessity and amount of the proposed increase. However, the Commission must render a decision by the end of that six month period.

Any person or persons may petition the Commission to intervene in the case by showing the grounds of proposed intervention and the position of the petitioner, thereby fully disclosing the areas of fact or law to be raised. The Commission's Staff may file an answer to this petition to intervene and present it before the Commission. After reviewing the petitioner's and Staff's positions, the Commission will grant or deny the petition in whole or in part, and may limit the petitioners' participation in the case.

The Commission also holds various Consumer Input Hearings to allow the consumers and ratepayers the opportunity to establish their viewpoints. Consumers and ratepayers may also appear in the formal hearing without filing a petition to intervene provided they disclose their identities, interest in the proceeding, and their position. They shall not be granted the status of party to the proceedings.

Based on all of the evidence presented at the hearing, the Commission renders a decision on the proposed increase with the decision being subject to rehearing and/or appeal.

The Accounting Section is the main arm responsible for the regulation of all utilities. The Rural Electric Association was exempted from Commission regulation in 1976, and more recently, effective July 1, 1979, the Rural Telephone Associations were also granted exemption.

In addition to rate case regulation the Accounting Section also performs the following functions: prepares statistical information from reports for internal use in the organization, and maintains and reviews a file of annual reports submitted by the utilities.

Responsibile for working closely with the utility rate case and its related activities the Accounting Section has three Utilities Analyst II's: Harlan Best, Cindy Kingsbury, and Gregory Rislov; with Timothy Dupic holding the same position until May 29, 1979. The section has one Rate Analyst I, David Peterson and starting May 14, 1979, one Utility Analyst I, Theresa Didier.

COMPLAINTS SECTION

The Commission Staff also handles complaints from the public and attempts to settle these matters informally. The Commission received the following number of complaints during the period of July 1, 1978 to June 30, 1979.

Electric	Gas	Telephone
1052	214	207

The following are other major areas of complaint: meter or service problems, deposit or disconnect practices, service improvment, boundary disputes, and/or billing practices. In addition utility specialists per use all utilities advertising to insure accuracy.

If a complaint can not be disposed of informally, a formal complaint can be filed in writing with the Commission, thereby giving each party the right to state their position. The Commission conducts a hearing and makes its decision based upon the presented facts. In this proceeding the complainant has the burden of proof.

The Commission has two Public Utilities Specialists who handle incoming complaints and conduct research for the various sections. Barbara Boddicker handled complaints until April 14, 1979 with Steve Kinsella taking over on May 16, 1979. Deborah Jorgensen is the second specialist.

CLERICAL

The Administrative Secretary III within the division is responsible for typing and mailing all official division orders, corresponsdence, rate testimony and exhibits. He/She is also officially responsible for maintaining the Commission complaint file and statistics on electric, gas and telephone complaints. The Administrative Secretary also maintains the official files for the Accounting and Engineering Sections, including federal documents. This career service position assists the Deputy Director on alternative energy scheduling and corresponsdence.

Dorothy Fleishacker continues to serve the Division as Administrative Secretary III.

TRANSPORTATION DIVISION

The Transportation Division of the Public Utilities Commission is responsible for the regulation of motor carriers, railroads, bonded warehouses, grain elevators, and grain buyers in South Dakota.

Historically the Commission was established for the purpose of regulating the railroads. Warehouses were placed under the Commission authority a few years later. Motor carriers became a regulated entity in 1925.

The primary purpose of surface transportation regulation has always been to assure the public of adequate and responsive transportation service at reasonable rates. The rates are analyzed to insure they are not unjustly discriminatory and do not prefer any individual or group to the detriment of others. In order to insure the public's access to adequate transportation at the lowest cost, regulation of entry (number of permits) as well as rates is deemed essential.

MOTOR CARRIERS

The Division has been directly responsible for the regulation of all classes of motor carriers. There are two variations, common carriers and contract carriers.

Common carriers are all of those vehicles deemed necessary to serve the public convenience and consequently are those available for public hire. There are two classes, A and B. Class A carriers are those commercial entities that operate over regular routes,for instance commercial bus lines. Class B carriers are those commercial vehicles which operate over irregular routes on a call and demand basis and include most independent truckers, delivery service, cattle and grain haulers, etc. These are limited to a certain area of service within which their commerce must originate and end.

Contract carriers are required to obtain a Class C permit. They hire to haul strictly on a contract basis. They must have at least one contract per permit, but not more than three contracts.

A firm or individual may have several different permits and more than one of each. However, he/she must fulfill the individual requirements of each class in order to qualify for permit authority.

Those firms or individuals wishing to provide interstate carrier service must register with the Commission for any of three different classes of interstate authority. Interstate trucking is also subject to regulation by the Interstate Commerce Commission (ICC) and must also meet their guidelines.

Class X, I and XI are required for any out-of-state carrier to pass through the state and any intrastate carrier that crosses the state line. Class X registration is for the only class of interstate carriers exempt from ICC regulations. They include those carriers who haul strictly unmanufactured agricultural products. Should a carrier wish to haul manufactured goods and products, they must register for Class I authority. Those wishing to haul both may simplify the procedure by registering for Class XI authority. For each interstate permit an identification stamp is issued, subject to renewal annually.

Processing of applications for authority is handled by the professional, technical and clerical personnel within the motor carrier branch. They make recommendations to the Commission on issuance, denial, suspension, revocation, or transfers. Each applicant must fulfill the requirements as delineated in the rules and regulations promulgated by the Commission for the purpose of meeting the needs of public convenience and necessity.

Applications, insurance and fees are certified by the clerical staff prior to being referred to the investigations branch of the division. Depending upon the results of their investigation, a hearing may be set allowing for public input. Based on the results of the investigation, a hearing may be set allowing for public input. Based on the results of the invetsigation and/or hearing, a recommendation will be presented to the Commissioners for their decision on issuance or denial.

Applications are subject to annual renewal. Staff may recommend suspension, revocation, or transfer of a permit upon request or due to delinquency in complying with the motor carrier rules as laid down by the Commission.

WAREHOUSES

In addition to regulating motor carriers, since 1890 the Transportation Division also has had jurisdiction over grain warehouses and elevators, grain buyers and general storage warehouses.

Grain elevator and warehouse certificates require bonding before receiving authority. A $5,000 bond must be assured for the first 10,000 bushels of stored grain. Thereafter bonding requirements for grain warehousing are indexed to the price of the particular commodity being stored. Elevator operators are required to file monthly reports in order to insure they are in continuous compliance with bonding requirements.

Grain buyers must also file a bond upon application. They must have at least a $5,000 bond plus $5,000 for every additional truck. In order to continue operating within the State of South Dakota both individuals and corporations involved in grain transactions are subject to annual renewal. They must comply with the rules as laid down by state statutes.

General Storage Warehousing is also subject to regulation by the Commission. General Storage are warehouses that store commodities other than grain. Their bonding requirements are based on the square footage of their storage area. Application for authority is renewable annually.

Bonding requirements for grain elevators, grain buyers and warehouses serve to protect the public from potential losses sustained by the certificate holder. The PUC is the state agency responsible for insuring compliance with these requirements.

RAILROADS

The authority of the Commission to regulate the railroads has historically been a primary responsibility. However, as the decline of railroads has occurred in recent years and most traffic being primarily on an interstate basis, the ICC has moved into the forefront of railroad regulation. The Commission continues to have authority over intrastate rates, station abandonments, crossings,and distribution of boxcars. As of July 1, 1979, authority over rail abandonment proceedings has been transferred to the Department of Transportation, Division of Railroads.

The PUC Division of Transportation is responsible for assuring the public of the safety of crossings, the feasibility of station abandonments, non-discrimination and reasonableness of rates charged for intrastate freight, and the safety and even distribution of boxcars. Although the ability of the Commission to intervene in ICC proceedings has been limited by the Legislature, the PUC continues to enforce the statutes pertaining to protection of the public's right of convenience and necessity.

RATE SECTION

The Rate Section of the Division is charged with the primary responsibility of guaranteeing that rates for surface transportation will not be discriminatory and within the guidelines requiring rates to be fair and reasonable as determined by the Commission. All carriers must submit any changes in time schedule, tariff, rates or classification to the Commission. The rate section determines whether these changes are within the Commissions guidelines before approving. Tariff rates for some Class B motor carriers are revised and written directly by the Staff for purposes of convenience and efficiency.

PERSONNEL AND RESPONSIBILITIES

The Transportation Division is one of the two major divisions directly responsible to the Executive Secretary/Director. The Staff is comprised of the Director, Deputy Director, the Inspectors, Commission Assistant and Staff Assistants.

The Division is supervised by the Director of Transportation. He is responsible for directly overseeing the regulation of warehouses, grain elevators, railroads and motor carriers. The Director's duties include, but are not limited to the following: (1) to direct the processing of new applications of motor carriers, railroads and warehouse authorities; (2) to coordinate and direct activities of all motor carrier investigation officers; (3) to determine official times, dates and locations for hearings; (4) to serve on behalf of the Commission as the official hearing officer and conduct quasi-judicial proceedings for the official record; (5) based on the hearing record to write proposed reports and recommendations for Commission consideration; (6) to notify applicants of final disposition of applications and issue final report and order; (7) to act as Rate Analyst by insuring the filing of all tariffs covering intrastate and interstate rates as applicable to the areas of regulation as defined by state statute; (8) to compile and issue tariffs covering intrastate motor carrier rates by Class B carriers; (9) to render statistical reports on matters pertaining to motor carriers, railroads, warehouses and grain elevators; (10) to prepare and give testimony in the

areas stated above as needed; (11) to advise on improvements needed in rules concerning his area of responsibility; (12) to represent the organization at meetings as deemed necessary; (13) to train and manage personnel necessary to fulfill the duties of his division; (14) to advise the Executive Secretary/Director in preparation of the budget and on fiscal matters.

Rick Meek served as Director until May 1, 1979, at which point Pat Springer assumed the position.

The Deputy Director of Transportation is primarily responsible for the area of railroads and warehousing. The Deputy Director's duties include, but are not limited to the following: (1) to prepare surveys of railroad shippers; (2) to act as ombudsman between rail users and appropriate federal, state and local agencies; (3) to coordinate rail car service within the state of South Dakota; (4) to assist the Director of Transportation on any matters deemed necessary; (5) to act as official Hearing Officer on motor carrier applications; (6) to coordinate warehouse and grain elevator bonding verification; (7) to furnish rates and shipping information to the general public and state agencies; (8) to direct investigations pertaining to rail and warehouse applications.

Lorrell Larson is the current Deputy Director.

The Motor Carrier Inspection Section, which is supervised by the Director, has three inspectors assigned to different geographical areas of the state. Their duties are: (1) to investigate complaints on services and rates; (2) to investigate the applications for transfer or additional authority made to the Commission; (3) to furnish reports to the Director; (4) to represent the Commission in any investigation assigned to them: (5) to make arrests of violators.

Current Inspectors include Richard Gallup, Redfield, Morris Sandal, Sturgis, and Lou Hammond, Sioux Falls. Mr. Hammond began work with the Commission in January of 1979. Russell Stageberg served as an Inspector until January 1, 1979.

The Commission Assistant, supervised by the Director, is responsible for the supervision of the Division clerical staff. Duties include: (1) to transcribe and disseminate all correspondence originating from the Transportation Division; (2) to type and mail final orders for permit authority; (3) to serve as liaison between the Administration and Transportation Division Staff.

Vernell Neyhart has served as PUC Assistant and continues to fulfill the position.

The Staff Assistants insure the processing of all requests for authority, complaints, and issuance of permits in the warehouse, motor carrier and railroad sections. Duties include: (1) to process monthly reports; (2) to maintain docket files; (3) to set appointments and make travel arrangements; (4) to schedule meetings; (5) to verify insurance and bonding; (6) to maintain the money journal and the log and route annual reports; (7) to maintain tariff files; (8) to record and file Inspectors' Reports.

Staff Assistants include Jolene Sayer, Roberta Parsons, Tracey Nickels—Motor Carrier Section; Mary Klein—Warehouse Section; and Velma Otten—Rate Section.

COMMISSION COUNSEL

The Commission is presently provided with two Assistant Attorneys General assigned to the Commission for provision of legal assistance. In addition, the Commission utilizes outside legal assistance when necessary. Due to the large volume of Commission business, legal consultants are contracted to handle excess case loads.

Counsel to the Commission and Commission Staff render the legal advice and assistance that may be required for the Commission or Commission Staff to carry out their individual entity's functions and responsibilities.

Although both positions are under jurisdiction of the State Attorney General's Office, the attorneys serve at the pleasure of the Commissioners.

In any case before the Commission, neither individual counselor may simultaneously represent the Commission (the Commissioners) and the Commission Staff in judicial and quasi-judicial proceedings. The separation of responsibilities is intended to maintain the impartiality imperative to the regulatory process and to comport with the Canons of Legal Ethics.

Duties and responsibilities include:

(1) Appellate litigation of telephone, gas, and electric rate cases and territorial disputes on behalf of the Public Utilities Commission before Circuit Court and the South Dakota Supreme Court.

(2) Representation of Commission at administrative hearings and drafting decisions based on those hearings and other evidence.

(3) Advising Commission and Staff on complaints, interpretations, inquiries, and administrative procedure and practice.

(4) Advising Commission and Staff on compliance with requirements of the National Energy Act.

(5) Respond to consumer inquiries and complaints pertaining to rates, terms, and conditions of service. Interpret case law, statutory provisions and Commission rules.

(6) Revise and draft rules pertaining to new jurisdictional areas. Update existing consumer guidelines.

(7) Investigation of matters as requested by the Commission. Investigation of utility practices.

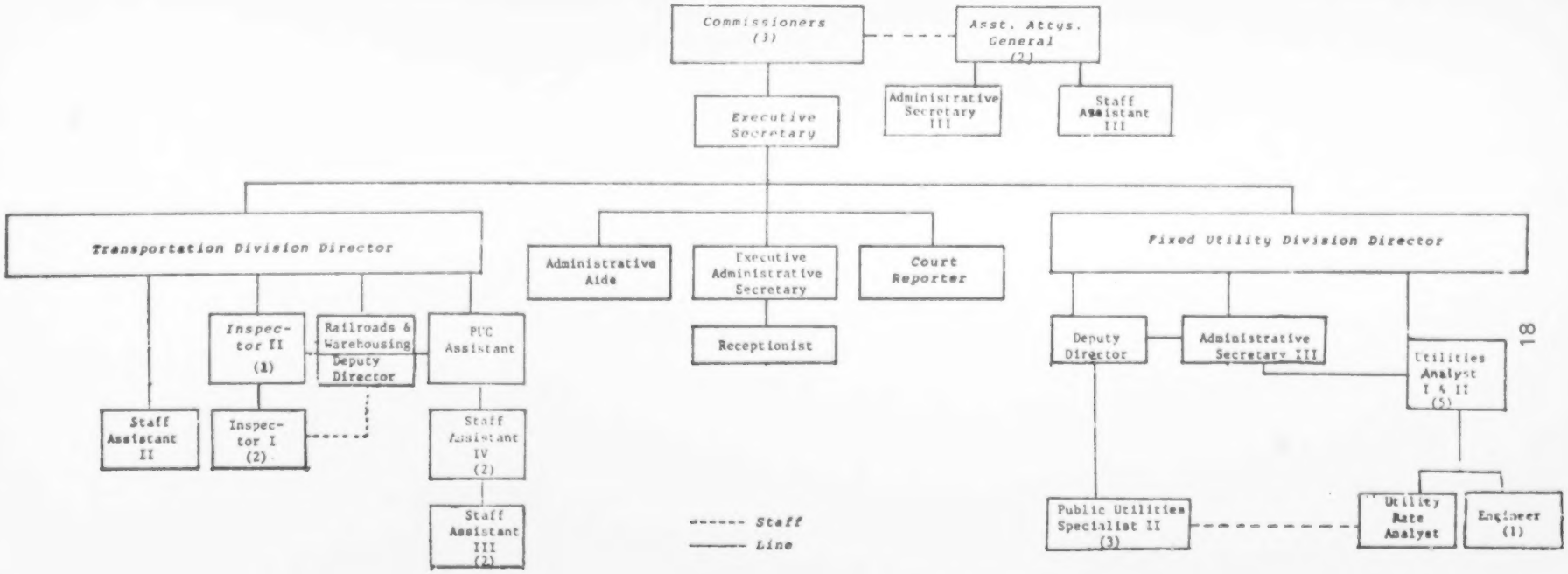
(8) Federal litigation relating to gas and electric proceedings before the Federal Energy Regulatory Commission.

(9) Advise and represent Commission on all transportation matters.

Attorneys Ben Stead and S. Walter Washington are the current Assistant Attorneys General for the Public Utilities Commission. Dominica Goc serves as legal secretary for Commission counsel and fulfills those duties as assigned by them.

John Wiles served as Assistant Attorney General for the Transportation Division of the Commission until transferring to the Dept. of Transportation (Executive branch) Division of Railroads.

PUBLIC UTILITIES COMMISSION ORGANIZATION CHART



APPENDIX A

SUMMARY: COMMISSION DECISIONS

Docket No.

F-3192: **Application for Approval of Montana-Dakota Utilities Company-Montana Power Gas Agreement**

Application filed by Montana-Dakota Utilities Co. for approval of an agreement between itself and Montana Power regarding purchase of Canadian gas. The Commission entered its Decision and Order approving the purchase agreement upon terms and conditions.

F-3202: **Application by subscribers of Golden West Telephone Company to Switch from the Long Valley to the Martin Exchange**

Subscribers of Golden West Cooperative Telephone Company requested a change from Long Valley to the Martin exchange on the basis that Golden West had made previous commitments to said subscribers to allow the change of exchange. After hearing and upon the basis of the evidentiary record, the Commission found that the subscirbers had been made such commitments and that Golden West Cooperative Telephone Company should comply with those commitments. The Commission ordered the change of exchange.

F-3214: **Application of Citizens of Centerville, South Dakota, Requesting that Minnegasco Not Close its Centerville Office**

Citizens of Centerville, South Dakota petitioned the Commission requesting that Cengas' Centerville office not be closed. After full evidentiary hearings, the Commission found that while the office should be closed for economic reasons, a service representative of Cengas should always be situated in Centerville in order to assure safety of Cengas' natural gas facilities in Centerville.

F-3258: **Application for a Transfer by Advance Business Communications to MT Systems of Paging Permit**

Application filed by Advance Business Communications to transfer to MT Systems its paging permit in Aberdeen, South Dakota. After investigation, the Commission found that said transfer should be allowed and entered an Order accordingly.

F-3259: **Application of Golden West Telephone Cooperative to Acquire Peoples Telephone and Telegraph Company of Hot Springs, South Dakota**

Application was filed by Golden West Telephone Cooperative to acquire Peoples Telephone and Telegraph Company of Hot Springs, South Dakota. After full evidentiary hearings, the Commission found that said transfer was proper upon certain terms and conditions.

F-3260: **Investigation of Telephone Company Compliance with Part 68 of the Federal Communications Commission's Rules**

Proceeding initiated by the Commission to assure compliance with Part 68 of the Federal Communications Commission's rules for all telephone companies operating in South Dakota. Eight telephone companies had tariffs approved in order for compliance to be accomplished.

F-3261: **Proceeding Involving Compliance with Commission Rule 20:10:05:03(8) by South Dakota Telephone Companies**

Proceeding initiated by the Commission in order to assure compliance with Commission Rule 20:10:05:03(8) by all South Dakota telephone companies relating to provision of adequate time between billing and due date. Commission required uniform compliance by all South Dakota telephone companies.

F-3262: **Black Hills Power and Light Company Rate Increase Application**

Application by BHP&L Company for an increase in retail electric rates for South Dakota customers. After full consideration, Commission approved a stipulation entered into by all parties granting a portion of said rate increase request.

F-3270 **Application by Dakota Cooperative Telephone Company for a Tariff Relating to Costs Associated with Flagging and Marking of Buried Facilities**

Application by Dakota Cooperative Telephone Company for Commission approval of a tariff to recover the costs associated with flagging and marking of buried facilities. After full evidentiary hearings and briefs filed by the parties to the proceeding, a majority of the Commission found it had no jurisdiction to approve such a tariff.

F-3274: **Dakota Cooperative Telephone Company Rate Increase Application**

Application filed by Dakota Cooperative Telephone Company to increase its local rates and charges. After full consideration, Commission granted said application upon terms and conditions.

F-3276: **Iowa Public Service Company Rate Increase Application for Gas Service**

Application filed by IPS for an increase in gas rates to retail customers in South Dakota. After full consideration, Commission approved a stipulation entered into by all parties approving the application in part upon terms and conditions.

F-3278: **Application for Approval of Claim by City of Aberdeen Pursuant to Chapter 307 of the 1978 Session Laws**

Application was filed by city of Aberdeen, South Dakota, to approve a claim pursuant to Chapter 307 of the 1978 Session laws. After full consideration, the Commission granted said application upon terms and conditions.

F-3281: **Dispute Between Black Hills Power and Light Company and Butte Electric Regarding New Customer**

Complaint filed by BHP&L against Butte Electric for service to a new high school in Spearfish, South Dakota. After full evidentiary hearings, the commission found that the vast majority of the new structure was in BHP&L's service territory and awarded the new school building to BHP&L.

F-3282: **Application of MT Systems for a New Paging System in Brookings, South Dakota**

Application filed by MT Systems for certificate of public need and convenience for a new paging system in Brookings, S.D. After full consideration, Commission granted application upon terms and conditions.

F-3283: **Application of MT Systems for Approval of a 40 Mile Radius in and around Mobridge, South Dakota, for Paging Service**

Application filed by MT Systems for approval of a 40 mile radius in and around Mobridge, South Dakota for an existing paging service. After full consideration, commission granted said application upon terms and conditions.

F-3293: **Application by Montana-Dakota Utilities Company for Approval of Rate Schedules Pursuant to Section 25 of SDCL 49-34A**

Application filed by Montana-Dakota Utilities Co. for approval of rate schedules pursuant to Section 25 of SDCL 49-34A. After full consideration, the Commission required the posting of bond by Montana-Dakota Utilities Co. and implemented said rate schedules subject to refund.

F-3296: **Application by city of Aberdeen for Approval of Claim Pursuant to Chapter 307 of the 1978 Session Laws**

Application filed by the City of Aberdeen, State of South Dakota, for approval of claim pursuant to Chapter 307, 1978 Session Laws. After full consideration, the Commission granted the application upon terms and conditions.

F-3298: **Application Filed by Montana-Dakota Utilities Company Regarding Power Factor Clause in Tariff Schedules**

Montana-Dakota Utilities Co. filed an application with the Commission regarding approval of its power factor clause. After full consideration, the Commission found that the application should be granted upon the terms and conditions.

F-3299: **Application of Black Hills Power And Light Company for Approval of Issuance of 350,000 Shares of Common Stock**

Black Hills Power and Light Company filed an application with the Commission for approval of the issuance of 350,000 shares of common stock. After full consideration, the Commission found that the application should be granted upon terms and conditions.

F-3301: **Northwestern Public Service Rate Increase Application**

Application filed by Northwestern Public Service Company for an increase in retail electric rates for South Dakota customers. After full consideration, the Commission approved a Stipulation by all parties and granted a portion of Northwestern Public Service Company's application in this proceeding.

F-3304: **Deuel Telephone Cooperative, Inc.'s Application for Additional Charges for Telephone Service Connections**

Deuel Telephone Cooperative, Inc., made an application with the Commission for approval of tariff schedules allowing additional charges for service connections. After full consideration, the Commission granted the application on terms and conditions.

F-3305: **Northwestern Bell Telephone Company Application for Approval of ESSX-1 Service**

Northwestern Bell Telephone Company filed with the Commission an application for approval of tariffs relating to its new ESSX-1 service. After evidentiary hearings, the Commission approved the application upon terms and conditions.

8208: **Northern States Power Company Application for Approval of its Splitrock-Cherry Creek 115 KV Transmission Line**

Northern States Power Company made application to the Commission for approval of its Splitrock—Cherry Creek 115 KV line as provided for in SDCL Chapter 49-41B. After full consideration, the Commission granted the application on terms and conditions.

8215: **Valley Springs and Northern States Power Company Request for Approval of Agreement**

Valley Springs and Northern States Power Company requested approval of an agreement for exchange of certain territory. After full consideration the Commission granted the request upon terms and conditions.

8219: **Dickey Rural Telephone Company's Rate Increase Application**

Dickey Rural Telephone Company applied to the Commission for an increase in rates. After full consideration, the Commission granted the application on terms and conditions.

8222: **Application Filed by Black Hills Power and Light Company and Black Hills Electric Cooperative for Transfer of Certain Service Areas**

Black Hills Power and Light Company and Black Hills Electric Cooperative made application to the Commission for transfer of certain service areas previously assigned by the Commission. After full consideration, the Commission granted the application upon terms and conditions.

8223: **Application by Northwestern Public Service Company and Lake Region Electric Cooperative, Inc., for Exchange of Certain Service Territories**

Northwestern Public Service Company and Lake Region Electric Cooperative, Inc., made application to the Commission for approval of exchange of certain service territories previously assigned. After full consideration, the Commission granted the application upon terms and conditions.

8228: **Applicaiton of Heartland Consumers Power District for Ruling Regarding Securities Offerings**

Heartland Consumer Power District made application to the Commission regarding jurisdiction over securities offerings. The Commission after full investigation and consideration found it had no jurisdiction over securities offerings made by Heartland Consumers Power District.

8216: **Northwestern Public Service Company and Turner-Hutchinson Electric Cooperative, Inc., Request for Approval of Transfer of Service Area**

Northwestern Public Service Company and Turner-Hutchinson Electric Cooperative, Inc., requested exchange of certain service territories previously assigned by the Commission. After full consideration, the Commission granted the request upon terms and conditions.

*Informal Commission docket

APPENDIX B

SUMMARY: PENDING COMMISSION DECISIONS

Docket No.

F-3110 **Establishment of Territorial Electric Boundaries in the Area Surrounding the City of Aberdeen, South Dakota**

Dispute between Northwestern Public Service Company and Northern Electric Cooperative regarding assignment of service territory. Commission's Decision and Order establishing territorial boundaries for the two utilities was appealed by Northwestern Public Service Company to the Circuit Couirt, Sixth Judicial Circuit, County of Hughes, State of South Dakota. The Circuit Court reversed the Commission's Decision and Order. Northern Electric Cooperative appealed the Circuit Court's decision to the South Dakota Supreme Court. The South Dakota Supreme Court remanded to the Public Utilities Commission the case for reconsideration. Case presently pending before the commission on reconsideration.

F-3153: **Northwestern Public Service Company Rate Increase Application**

Application filed by Northwestern Public Service Company for an increase in retail electric rates. Commission's Decision and Order setting just and reasonable rates was appealed in part to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. Circuit Court reversed the Commission regarding the time when implementation of rates should be permitted. Case remanded to the Commission. Presently pending before the Commission on remand.

F-3188: **Northern States Power Company Electric Rate Increase Application**

Northern States Power Company filed an application with the South Dakota Public Utilities Commission for an increase in its electric retail rates for South Dakota consumers. A majority of the Commission entered its Decision and Order setting just and reasonable rates in said proceeding. As a part of the Commission's Decision, rate design hearings were to be conducted. Said hearings have been completed and the case is awaiting final determination by the Commission regarding the proper rate design that should be implemented.

F-3237: **Elimination of Master Metering**

On its own Motion, the Commission commenced an investigation of the propriety of eliminating prospective master metering and, where economically feasible, changing existing master metering to individual metering. The Commission held full evidentiary hearings and the case is pending before the Commission for final determination.

F-3242: **Investigation of Energy Theft**

Upon its own Motion, the Commission ordered Staff to conduct an investigation relating to energy theft. Commission Staff is presently processing said investigation.

F-3243: **Investigation of Lobbying by Public Utilities**

Upon its own Motion, Commission ordered Commission Staff to conduct an investigation into lobbying expenses incurred by public utilities. Interrogatories have been sent and answered. Commission Staff will be issuing further interrogatories in the near future.

F-3244: **Investigation of Billing Practices by Public Utilities**

Upon its own Motion, Commission ordered Commission Staff to conduct an investigation of the various billing practices by public utilities under the commission's jurisdiction. Interrogatories have been sent and Commission Staff will be making its recommendations to the Commission in the near future.

F-3297: **Complaint filed by Arnold Murray Construction Company against Northern States Power Company**

Application was filed by Arnold Murray Construction Company against Northern States Power Company for overbilling. Case pending hearing before the Commission.

F-3302: **Minnegasco Rate Increase Application**

Minnesota Gas Company filed with the Commission an application for an increase in retail gas rates for South Dakota customers. After full evidentiary hearings, the Commission entered its Decision and Order setting just and reasonable rates. Post-Decision Motions are pending before the Commission at this time.

F-3306: **Petitions by Customers in Ipswich, South Dakota for Extended Area Service Calling Between Ipswich, South Dakota, and Aberdeen, South Dakota**

Petitioners from Ipswich, South Dakota requested Commission approval of extended area service calling plan between Ipswich and Aberdeen, South Dakota, on Northwestern Bell Telephone Company's system. Full evidentiary hearings were held by the Commission, and the case is pending decision by the Commission at this time.

F-3312: **Montana-Dakota Utilities Company Rate Increase Application for Gas Service**

Application filed by Montana-Dakota Utilities Co. for an increase in rates for gas service provided in South Dakota. Case presently pending hearing before the Public Utilities Commission.

8217: **Rules Relating to Telephone Rate Increase Applications**

Upon its own Motion, the Commission ordered Commission Staff to investigate the possibility of promulgating rules relating to telephone rate increase applications. The Commission Staff is presently investigating the necessity for such rules.

APPENDIX C

SUMMARY: JUDICIAL DECISIONS

Docket No.

F-3126: **Montana-Dakota Utilities Co. Aplication For Increase In Electric Rates**

Application filed by Montana-Dakota Utilities Co. to increase its electric rates to retail South Dakota customers. Commission decision regarding excess profits on coal subsidiary issue affirmed by the Supreme Court of the State of South Dakota. Proceeding remanded to the Commission to determine reasonable rate of return of coal subsidiary (Knife River) on basis of other coal companies earnings. Case is presently pending before Commission.

F-3191: **Dispute Between Bon Homme Electric and Northwestern Public Service Company regarding a new customer**

Application by new customer to be assigned to Bon Homme Electric. Northwestern Public Service Company intervened and disputed such an assignment. Commission's Decision and Order allowing new customer to be assigned to Bon Homme Electric was appealed by Northwestern Public Service Company to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. Circuit Court entered its decision affirming the Commission in its entirety and Northwestern Public Service Company has indicated it will not appeal the Circuit Court's determination to the South Dakota Supreme Court.

F-3240: **Montana-Dakota Utilities Co. Application for Rate Increase in Electric Rates**

Application filed by Montana-Dakota Utilities Co. to increase electric rates to retail South Dakota customers. A majority of the Commission entered its Decision and Order setting just and reasonable rates, which was appealed by MDU to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. The Circuit Court affirmed the Commission in its entirety and no appeal has been effectuated by Montana-Dakota Utilities Company of the Circuit Court's determination.

F-3241: **Montana-Dakota Utilities Co. Application for Increase in Gas Rates**

Application filed by Montana-Dakota Utilities Co. to increase its gas rates to retail South Dakota customers. A majority of the Commission entered its Decision and Order setting just and reasonable rates, which was appealed by Montana-Dakota Utilities Co. to the Circuit Court, Sixth Judicial Circuit, State of South Dakota. The Circuit Court affirmed the Commission in its entirety and Montana-Dakota Utilities Co. is not effectuating an appeal therefrom at this time.

APPENDIX D

SUMMARY: PENDING JUDICIAL DECISIONS

Docket No.

F-3052: **Otter Tail Power Company Electric Rate Increase Application**

Application filed by Otter Tail Power Company for an increase in retail electric rates in South Dakota. Comission's Decision and Order setting just and reasonable rates appealed to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. Circuit Court affirmed in part and reversed in part the Commission's Decision and Order. The Commission appealed to the South Dakota Supreme Court. Briefing has been completed and oral argument has been conducted. Case pending decision by the South Dakota Supreme Court.

F-3055: **Northwestern Public Service Company Rate Increase Application**

Application filed for an increase in retail electric rates by Northwestern Public Service Company. Commission Decision and Order setting just and reasonable rates was appealed to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. Circuit Court affirmed the Commission in its entirety. Northwestern Public Service Company has appealed the decision to the South Dakota Supreme Court. Briefs have been submitted and oral argument has been conducted and the case is presently pending decision by the South Dakota Supreme Court.

F-3062: **Northern States Power Company Rate Increase Application**

Application by Northern States Power Company for an increase in retail electric rates for its South Dakota customers. Commission's Decision and Order setting just and reasonable rates was appealed in part. Venue has been transferred to Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota, from the Circuit Court, Second Judicial Circuit, County of Minnehaha, State of South Dakota. Case presently pending before the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota.

F-3095: **Iowa Public Service Company Rate Increase Request for Gas Service**

Application filed by Iowa Public Service Company for an increase in retail gas rates. Commission Decision and Order setting just and reasonable rates appealed in part by Iowa Public Service Company to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. Case presently pending in the Circuit Court.

F-3155: **Application by City of White, State of South Dakota, for Certification of its Municipal Territorial Boundaries**

Application filed by City of White for a declaratory ruling by the Public Utilities Commission relating to its proposed municipal electric system. Otter Tail Power Company intervened and contested said certification. The Commission's Decision and Order certifying City of White's municipal system was appealed by Otter Tail Power Company to Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. The Circuit Court affirmed the Commission in its entirety and the Circuit Court's decision was appealed by Otter Tail Power Company to the South Dakota Supreme Court. Briefs have been filed and oral argument has been conducted. Case presently pending decision in the South Dakota Supreme Court.

F-3164: **Otter Tail Power Company Rate Increase Application**

Application filed by Otter Tail Power Company for an increase in retail electric rates for South Dakota customers. Commission's Decision and Order establishing just and reasonable rates appealed by Otter Tail Power Company to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. Case presently pending in the Circuit Court.

F-3286: **Otter Tail Power Company Rate Increase Application**

Application filed by Otter Tail Power Company to increase its retail electric rates in South Dakota. After full evidentiary hearings, the Commission entered its Decision and Order establishing just and reasonable rates. OTP appealed the Commission's Decision and Order to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. Appeal pending in Circuit Court.

F-3292: **Application for Declaratory Ruling filed by Clay-Union Electric Regarding New Customer**

Clay-Union Electric petitioned the Commission for a declaratory ruling regarding a new customer in Yankton, South Dakota. Northwestern Public Service Company intervened and disputed the assignment. After full evidentiary hearings, a majority of the Commission found that Clay-Union's application should be granted upon terms and conditions. Northwestern Public Service Company appealed the Commission's Decision and Order to the Circuit Court, Sixth Judicial Circuit, County of Hughes, State of South Dakota. The Circuit Court reversed the Commission's determination. Clay-Union Electric Cooperative, Inc., appealed the Circuit Court's ruling to the South Dakota Supreme Court. The case is presently being breifed and oral argument will be scheduled at a later date before the South Dakota Supreme Court.

F-3303: **Investigation of Countryside Mobile Estates Gas Rates**

Upon complaint by tenants, the Commission ordered Commission Staff to investigate the gas rates charged by Countryside Mobile Estates. After full hearings, the Commission entered its Decision and Order on rehearing, requiring that Countryside Mobile Estates charge only those rates which collectively equal the charges that Countryside Mobile Estatges receives from Montana-Dakota Utilities Company. The case has been appealed by Countryside Mobile Estates to the Circuit Court, Sixth Judicial Circut, County of Hughes, State of South Dakota. Case pending briefing and oral argument before the Circuit Court.

APPENDIX E

SUMMARY: F.E.R.C.*INTERVENTION BY COMMISSION**

Docket #

RP76-89: **Application by Northern Natural Gas Company before the Federal Energy Regulatory Commission for an Increase in Wholesale Gas Rates**

The Commission intervened on behalf of South Dakota consumers in the Northern Natural Gas rate increase application. The South Dakota Public Utilities Commission litigated the depreciation rates issue before the Federal Energy Regulatory Commission and the FERC rejected the South Dakota Public Utilities Commission's position. The case is pending appeal by the South Dakota Public Utilities Commission to the United States Circuit Court of Appeals, Eighth Circuit.

RP77-56: **Application Filed by Northern Natural Gas Company with the Federal Energy Regulatory Commission for an Increase in Natural Gas Wholesale Rates**

The Commission intervened in RP76-89 to protect South Dakota consumers. The South Dakota Public Utilities Commission again litigated the depreciation rates issue and the South Dakota Public Utilities Commission's position was rejected by the Federal Energy Regulatory Commission. The case is also pending appeal by the South Dakota Public Utilities Commission to the United States Court of Appeals, Eighth Circuit.

RP76-91: **Application Filed by Montana-Dakota Utilities Co. with the Federal Energy Regulatory Commission for Approval of Curtailment Plan**

The Commission intervened before the Federal Energy Regulatory Commission regarding Montana-Dakota Utilities Co.'s proposed curtailment plan. The South Dakota Public Utilities Commission urged that all efforts be made to assure adequate new residential and small commercial hookups on Montana-Dakota Utilities Co.'s system in South Dakota. Case presently being settled by agreement of all parties.

E-7734: **Application by Mid-Continent Area Power Pool for Approval of Agreement Filed with Federal Energy Regulatory Commission**

The South Dakota Public Utilities Commission intervened in this proceeding to protect the interests of South Dakota consumers. The South Dakota Public Utilities Commission presented revisions to the proposed agreement which would serve to broaden the benefits to be accrued from the Power Pool. The Federal Energy Regulatory Commission rejected the South Dakota Public Utilities Commission's position, and the South Dakota Public Utilities Commission appealed to the United States Court of Appeals for the District of Columbia for review of the Federal Energy Regulatory Commission's decision. The United States Court of Appeals for the District of Columbia found that while South Dakota's position had merit, the Federal Energy Regulatory Commission's decision was based upon substantial evidence and should be affirmed.

* Federal Energy Regulatory Commission

** The South Dakota Public Utilities Commission intervenes in numerous other Federal Energy Regulatory Commission proceedings which have not resulted in litigation and which have been resolved to the satisfaction of all parties participating.

APPENDIX F

SUMMARY: DISMISSAL OF APPLICATION BY COMMISSION

Docket #

F-3257: **Application by Gerald Calhoun for a Paging Permit in Edgemont, South Dakota**

Application Filed by Gerald Calhoun for a Paging Permit in Edgemont, South Dakota. After investigation, Gerald Calhoun withdrew application because another supplier was providing adequate paging service in the Edgemont area.

F-3269: **Dispute between Iowa Public Service Company and Stuelpnagel, Inc. of Yankton South Dakota.**

Application filed by IPS for a Commission Order requiring payment of back bills due and owing by Stuelpnagel, Inc., Yankton, S.D. After negotiations, application was withdrawn.

F-3279: **Complaint Filed by Merle Van Liere of Colton, South Dakota, Against Minnegasco**

Merle Van Liere of Colton, South Dakota, filed a complaint against Minnegasco with the Commission relating to extension of gas service to his facility. After further inquiries, complaint was withdrawn.

8227: **Montana-Dakota Utilities Company's Application for Approval of an Agreement between Montana-Dakota Utilities Company and Montana Power**

Montana-Dakota Utilities Co. filed with the Commission an application for approval of Montana-Dakota Utilities Co.'s-Montana Power Company's agreement regarding the purchase of Canadian gas. After investigation and evaluation, Montana-Dakota Utilities Co. withdrew the application.

APPENDIX G

TRANSPORTATION DIVISION — Hearings and Decisions

		Status*
July 11 '78 -	1:30 pm - Parker - Community Rm. ' Motor Carrier Application 20217-B	G
July 12 '78 -	9:30 am - Sioux Falls - Minnehaha Co. Courthouse - Transfer (20218-A) to and Application of Van Zee Express 1459-B.	
July 19 '78 -	1:30 pm - Rapid City - County Commission Meeting Rm. - Stagecoach West transfer (8575-A) and Application for Class "A" Authority 20218-A	G
July 20 '78 -	9:30 am - Rapid City - County Commission Meeting Rm. - Rushmore Air Freight Authority Docket 20206-B	G
July 25 '78 -	10:30 am - Pierre - Conference Rm PUC - Meeting with C&NW Railroad Private Grain Market	
July 25 '78 -	1:30 pm - Watertown - Community Rm. Codington County - Arrow Truck Line Inc. Amendment of Class BMC Permit No. 7827-B Docket No. 11340-B.	G
Aug. 9 '78 -	2:00 pm - Sioux Falls - Meeting Rm Minnehaha Co Courthouse - Continue of Van Zee Express Application 1459-B	G
Aug. 16 '78 -	10:30 am - Britton Community Rm National Bank - Chicago, Milwaukee, St. Paul, and Pacific Railroad Station Closing, Docket No. F-3234.	G
Sept. 6 '78 -	1:30 pm - Mound City - Commissioner's Rm. of Campbell Co. Courthouse - Application of Vernon & Harold Meyer (Meyer Bros. Trucking) for Class "B" permit (20284-B)	G
Sept. 13 '78 -	10:30 am - Kennebec - Courtroom of Lyman Co. Courthouse - Dennis Uthe Application, Presho, 20327-B	D
Sept. 26 '78 -	Denver, Colorado - ICC Joint Board Hearing - All American Transport	G
Oct. 4 '78 -	2:00 pm - Canton - Courtroom, Lincoln Co. Courthouse - Milwaukee Railroad Crossing F-3255	G
Oct. 5 '78 -	9:30 am - Sioux Falls - 2nd Floor Meeting Rm. Minnehaha Co. Courthouse - Application of Whitehall Transport Inc. Class "B" Authority 20347-B and 20348-B	P
Oct. 17 '78 -	10:30 am - Huron - Courthouse - Steen, Class "C" Application 20386-C	G
Nov. 14 '78 -	10:00 am - Pierre - PUC Conference Rm. - Ex Parte 349, Rail Rate Increase Application F-3280	G
Nov. 15 '78 -	Armour - Courtroom; Douglas County Courthouse - Application of Corsica Implement, Inc. for transfer from Bernard Meyer 4457-B	G
Nov. 20 '78 -	2:00 pm - Yankton - Public Safety Center - Alvin Fugman, Application Class "B" 20574-B	G
Nov. 28 '78 -	10:30 am Martin - Courtroom, Bennett Co. Courthouse - Application of Donald Moore, Class "C" 20403-C	G
Dec. 1 '78 -	1:30 pm - Watertown - Codington Co. Courthouse - Application of B&B Motor Homes for Class B Authority 2055-B	G
Dec. 11 '78 -	10:30 am - Huron - Magistrate's Courtroom, Beadle Co. Courthouse - Application of Bales Trucking Inc. of Huron for Class B Authority, 6973-B.	D
Jan. 3 '79 -	1:00 pm - Rapid City - County Commissioner's Rm. Pennington County Courthouse - Transfer Application of Stagecoach West 14091-B	P
Jan. 8 '79 -	9:30 am - Aberdeen - Holiday Inn - Railroad Conference	
Jan. 29 '79 -	7:30 pm - Chamberlain - Brule Co. Courthouse Community Rm. - Proposed Abandonment of Mitchell to Rapid City Line by The Milwaukee Road	
Mar. 20 '79 -	10:30 am - Gettysburg - Courtroom, Potter Co. Courthouse - John Penrod, Tolstoy, Motor Carrier Application 20987-B	G
Mar. 28 '79 -	1:30 pm - Rapid City - Pennington Co. Courthouse - Darrel K. Oakley Motor Carrier Application 20294-B	G

Mar. 29 '79 -	9:30 am - Rapid City - Pennington Co. Courthouse - Don Ward, Inc. Motor Carrier Application 20651-B	D
Apr. 19 '79 -	9:30 am - Elk Point - Civil Defense Rm., Union Co. Courthouse - Railroad Crossings in Elk Point F-3263- - -Continued	
May 1 '79 -	10:30 am - Huron - First Floor Farmer's Rm., Beadle Co. Courthouse - Application of Gary Tamber for Class "B" permit 21070-B	G
May 2 '79 -	1:30 pm - Pierre - Conference Rm PUC - Transfer Application of Petroleum Carriers for Class "B" Permit from Schwellenbach 7926-B	P
May 3 '79 -	10:30 am - Pierre - PUC Conference Rm. - Siouxland Transport Inc. transfer from Edwards Oil 12674-B	D
June 11 '79 -	1:30 pm - -Pierre - PUC Conference Rm. - Household Goods Tariff F-3307	G
June 13 '79 -	10:00 am - Pierre - A 14-15, Capitol - Sunset Committee	
June 19 '79 -	10:30 am - Onida - Basement Conference Rm., Sully Co. Courthouse - Station Abandonment F-3290	P
June 20 '79 -	10.30 am Miller - 1st Floor Assembly Rm., Hand Co. Courthouse - Station Abandonment F-3287	P
June 26 '79 -	9:30 am - Pierre - PUC Conference Rm. - Class "B" Heavy Haulers Rate Application F-3309	P

* P=Pending D=Denied G=Granted

APPENDIX H

SUMMARY - RATE INCREASE REQUESTS (1975-1979)*

CASE		REQUESTED		GRANTED
MDU Gas #1		$ 2,338,204		$ 582,415
MDU Elec. #1		1,342,684		666,383
MDU Elec. #2		1,050,000		651,662
IPS Gas #1		348,000		282,000
IPS Elec. #1		51,600		-0-
IPS Elec. #2		76,153		-0-
NSP Elec. #1		2,550,000		1,783,000
NSP Elec. #2		3,635,400		2,235,000
BHP&L Elec. #1		2,955,000		1,627,269
BHP&L Elec. #2		5,796,368		3,804,519
OTP Elec. #1		772,400		280,400
OTP Elec. #2		584,046		-0-
NWPS Elec. #1		8,450,000		4,835,614
NWPS Elec. #2		2,887,610		-0-
MDU Gas #2		2,910,707		1,807,802
MDU Elec. #3		1,016,645		65,180
BHP&L Elec. #3		4,976,563		2,477,513
IPS Gas #2		220,536		167,293
OTP Elec. #3		1,377,597		297,676
NWPS Elec. #3		9,740,643		5,919,647
MINNEGASCO #1		1,597,000		979,038
*Difference $26,214,845	TOTAL	$54,677,256	TOTAL	$28,462,411

*Total Amount disallowed by the Commission

APPENDIX H1

MONTANA-DAKOTA UTILITIES COMPANY
Electric

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3053	7-15-75	8-6-76	$1,342,684	51%	$666,383	25 %
Circuit Court Appeal		12-15-76			$848,215	32 %
#2 F-3126	7-26-76	4-22-77	$1,050,000	Approx. 28%	$651,662	17 %
Circuit Court Appeal		1-27-78			$866,383	23 %
Supreme Court Appeal		4-26-79*				
#3 F-3240	4-14-78	12-28-78	$ 967,142 $1,016,745**	19.7% 20.7%**	$ 65,180***	1.3%
Circuit Court Appeal		8-23-79			$ 65,180	1.3%

* Knife River issue remanded to Commission. Final Figures are pending settlement and final Commission decision.

** MDU revised its original claim in its reply brief to the Commission.

*** Pending judicial disposition of the inflation and Knife River excess profits issues in the Supreme Court, MDU was allowed to implement additional amounts of $16,164 and $152,057 for inflation and Knife River excess profits adjustments, respectively, under bond subject to refund. The total amount implemented was therefore $233,401, or a 4.8% increase.

APPENDIX H2

MONTANA-DAKOTA UTILITIES COMPANY
Gas

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3159	12-14-76	8-1-77	$2,338,204	24%	$ 363,256	4%
Rehearing		2-24-78			$ 582,415	6%
#2 F-3241	4-14-78	12-28-78	$2,820,667* $2,910,707	20.4% 21.1%	$1,807,802**	13.1%
Circuit Court		8-23-79			$1,807,802	13.1%
#3 F-3312	6-25-79	Pending	$1,930,510	10.65%		

* MDU revised its original claim in its reply brief to the Commission.

** Pending judicial disposition of the inflation issue in the Supreme Court, MDU was allowed to implement an additional $32,869 in the amount of the inflation adjustment under bond subject to refund. The total amount implemented was therefore $1,840,671, or a 13.3% increase.

APPENDIX H3

NORTHWESTERN PUBLIC SERVICE COMPANY
Electric

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3055	7-17-75	9-27-76	$8,450,000	42%	$4,802,166	24%
Rehearing		12-29-76			$4,835,614	24%
Circuit Court		9-2-77			$4,835,614	24%
Circuit Court Rehearing		12-1-77			$4,835,614	24%
Supreme Court		Pending				
#2 F-3153	11-10-76	8-5-77	$2,887,610*	9%	-0-* ($753,448)	0%
#3 F-3301	3-8-79	7-31-79	$9,740,643**	27.9%	$5,919,647	17.0%

* The request was for $2,887,610 over and above the rates implemented under bond subject to refund in the first case. The commission found NWPS was entitled to none of the $2,887,610 and that the rates implemented under bond subject to refund were excessive by $753,448.

** NWPS proposes to implement this increase in three equal dollars amounts; On 5/1/79 the Company proposes to implement a 9.45% increase; on 9-1-79 NWPS proposes to implement an increase of 8.63%; and on 1-1-80 the third step increase of 7.95%.

APPENDIX H4

IOWA PUBLIC SERVICE COMPANY
Electric

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3063	9-15-75	7-29-77	$51,600	5%	-0- ($63,306)	0%
#2 F-3179	4-15-77	4-7-78	$76,153	8.5%	-0-*	0%

* As a condition of settlement IPS was allowed to continue to charge rates it had implemented under bond subject to refund in Docket F-3063 ($51,600 above rates in effect prior to 7-1-75).

IOWA PUBLIC SERVICE COMPANY
GAS

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3095	3-29-76	9-28-77	$348,000	12.25%	$282,000	10%
#2 F-3276	10-6-78	3-21-79	$220,536	5%	$167,293	3.8%

APPENDIX H5

NORTHERN STATES POWER COMPANY
Electric

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3062	9-5-75	10-6-75	$2,550,000	15.4%	$1,666,451	10%
Rehearing		12-30-76			$1,783,000	11%
#2 F-3188	6-17-77	3-10-78	$3,635,400	17%	$2,235,000	11%

APPENDIX H6

BLACK HILLS POWER LIGHT COMPANY
Electric

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3112	5-21-76	10-14-76	$2,955,000	18.4%	$1,627,269	10%
#2 F-3174	3-18-77	9-13-77	$5,796,368	32.3%	$3,804,519	21%
#3 F-3262	8-2-78	2-2-79	$4,976,563	18.74%	$2,477,513	9%
#4 F-3325	10-17-79	Pending	$5,301,933	16.41%		

APPENDIX H7

MINNEGASCO
Gas

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3302	3-26-79	9-24-79	$1,597,000	8.35%	$ 979,038	5.1%

APPENDIX H8

OTTER TAIL POWER COMPANY
Electric

Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3052	7-1-75	8-13-76	$ 772,400	18%	$280,400	7%
Remand		7-21-77			$280,400	7%
Circuit Court		5-31-78			$567,632	13%
Supreme Court		Pending				
#2 F-3164	1-11-77	10-6-77	$ 584,046	10.8%	-0-*	0%
					($292,861)	
Circuit Court		Pending				
#3 F-3286	10-20-78	7-20-79	$1,377,597	22.5%	$297,676	4.8%
			$ 990,268**	15.4%	$ (89,654)	
Circuit Court		Pending				

* The requested amount of the $584,046 is the amount requested over and above the rates implemented subject to refund in the first case. The Commission found that OTP's rates in effect subject to refund were excessive by $292,861 and that none of the $584,046 was justified.

** As a result of OTP's being allowed to implement rates on November 29, 1978, pursuant to the Circuit Court's Decision in F-3052 at the level it impacted in Docket F-3164 (pending judicial review), the amount of the rate increase requested in the third rate case F-3286 was revised after taking into account the annual level of rates implemented on 11-29-78.

APPENDIX I

Investor Owned Electric Utilities
Thousand kWh Sales and Percent Change
For 12 Months Ending August 31, 1978 and August 31, 1979

	Residental Sales			Commercial Sales		
	Aug. 31 1978	Aug. 31 1979	Percent of Increase (Decrease)	Aug. 31 1978	Aug. 31 1979	Percent of Increase (Decrease)
Black Hills Power & Light	254,751	273,092	7.20	253,955	265,826	4.67
Montana-Dakota Utilities	67,582	69,437	2.74	26,925[1]	27,352[1]	1.59
Iowa Public Service	13,733	14,583	6.19	6,689	7,060	5.55
Northern States Power	277,126	293,922	6.06	138,159[1]	145,399[1]	5.24
Otter Tail Power	78,854	83,610	6.03	39,156[1,3]	41,294[1,4]	5.46
Northwestern Public Service	341,424	356,570	4.47	334,077[4]	355,908[4]	6.53
TOTAL	1,033,470	1,091,214	5.59	798,961	842,839	5.49

(1) Combined Small Commercial and Industrial
(2) Combined Large Commercial and Industrial
(3) Small Commercial Including Farms
(4) Includes All Commercial and Industrial

	Industrial Sales			Other Sales			Sales to Ultimate Consumers		
	Aug. 31 1978	Aug. 31 1979	Percent of Increase (Decrease)	Aug. 31 1978	Aug. 31 1979	Percent of Increase (Decrease)	Aug. 31 1978	Aug. 31 1979	Percent of Increase (Decrease)
Black Hills Power & Light	171,769	219,575	27.83	48,599	38,564	(20.65)	729,074	797,057	9.32
Montana-Dakota Utilities	9,124[2]	10,080[2]	10.48	4,807	5,062	5.30	108,438	111,931	3.22
Iowa Public Services	4,358	4,476	2.71	1,427	1,547	8.41	26,207	27,666	5.57
Northern States Power	230,754[2]	249,179[2]	7.98	8,768	9,991	13.95	654,807	698,491	6.67
Otter Tail Power	39,774[2]	45,067[2]	13.31	4,859	4,967	2.22	162,643	174,938	7.56
Northwestern Public Service				23,096	23,400	1.32	698,597	735,878	5.34
Total	455,779	528,377	15.93	91,556	83,531	(8.77)	2,379,766	2,545,961	6.98

(1) Combined Small Commercial and Industrial
(2) Combined Large Commercial and Industrial
(3) Small Commercial Including Farms
(4) Includes All Commercial and Industrial

APPENDIX J

NORTHWESTERN BELL TELEPHONE COMPANY
Telephone

Rate Request Proceeding	Date Filed	Date Decided	Amount Requested	Percentage Increase	Amount Granted	Percentage Increase Granted
#1 F-3031	3/28/75	4/23/76	$ 12,400,000	25.3%	3,800,000	7.76%
#2 F-3322	8/31/79	Pending	$ 3,800,000	5.0%	-----	---

RURAL SERVICE IMPROVEMENT (RSI)*

Proceeding	Date Filed	Date Decided	Amount Requested	Amount Granted	Exchanges Upgraded	Customers Upgraded
F-3156						
1976 RSI	12/10/76	8/15/77	$ 719,863	$ 335,674	16	3,034
1977 RSI	12/16/77	2/21/78	**	---	27	7,076
1978 RSI	11/20/78	12/20/78	$1,290,000	$1,290,000	31	6,590
1979 RSI	***	---	---	- -	14	2,225

* RSI — The rural service improvement (RSI) program was ordered by the Commission in April of 1976 as part of a general rate decision. Northwestern Bell was ordered to have all multi-party exchanges in South Dakota upgraded to provide one and/or two-party service by 1979. The Commission allowed periodic tariff revisions to be filed in order to permit recovery of costs and the inclusion in rate base of only those investments associated with the RSI program and only after exchanges had been upgraded and improved service was being provided.

** Stipulation - no rate increase

*** RSI rate request filed. Application pending disposition of general rate request No. F-3322.

APPENDIX K

COMPLETED RURAL SERVICE IMPROVEMENT PROJECTS

1976		1977		1978		1979	
City	No. of Customers	City	No. of Customers	City	No. of Customers	City	No. of Customers
Aberdeen	2	Arlington	444	Belle Fourche	119	Bradley	101
Alcester	255	Canistota	172	Bowdle	64	Bridgewater	179
Britton	570	Canton-Fairview	423	Bristol	115	Burke	202
Centerville	127	Castlewood	179	Cavour	131	Chamberlain	113
Flandreau	379	Doland	107	Clearfield	195	Colman	213
Frederick	105	Elk Point	334	Eureka	167	Hermosa	126
Lesterville	128	Ft. Pierre	47	Florence	247	Hudson	136
Madison	127	Hayti	162	Gettysburg-Lebanon	301	Lead	302
Pierre	20	Howard-Carthage	373	Gregory	417	Miller	344
Platte-Geddes	162	Lake Andes	130	Hill City	159	Pierpont	73
Rockham	184	Marion	214	Huron	906	Rapid City	61
Spearfish	130	Mellette	156	Ipswich	198	Sturgis	49
Summit	150	Milbank	204	Iroquois	171	Tabor	128
Vermillion	365	Parkston	316	Lemmon	266	Tripp	198
Webster	196	Redfield	439	McIntosh	24	Total	2,225
Yankton	134	Revillo	183	Mitchell	759		
Total	3,034	Roscoe	121	Mobridge	70		
		Roslyn	322	Morristown	218		
		Sisseton	332	Murdo	208		
		Tyndall	216	Newell	212		
		Veblen	166	Nisland	116		
		Volga-Bruce	252	Oldham-Ramona	266		
		Wagner	340	Onida	78		
		Watertown	649	Presho	110		
		Waubay	291	Raymond-Clark	103		
		Wessington Springs	241	Selby	67		
		Wilmot	263	Timber Lake	221		
		Total	7,076	Willow Lake	288		
				Winner	404		
				Witten	168		
				Wolsey	222		
				Total	6,990		

Year	No. of Exchanges	No. of Customers
1976	16	3,034
1977	27	7,076
1978	31	6,990
1979	14	2,225
TOTAL NO OF CUSTOMERS		19,325

APPENDIX L

RANKING OF SOUTH DAKOTA TELEPHONE COMPANIES
By Number of Main Stations
December 31, 1978

Rank This Year	Rank Last Year	Company	Main Stations	Home Office
1	1	Northwestern Bell Telephone Co., - S.D.	200,217	Sioux Falls
2	2	Bison State Telephone Company	7,094	Custer
3	3	City of Brookings	7,052	Brookings
4	4	Dakota Coop Telephone Company, Inc.	5,457	Irene
5	5	Golden West Telephone Coop., Inc.	5,281	Wall
6	6	Deuel Telephone Cooperative Association, Inc.	4,726	Clear Lake
7	7	Sioux Valley Telephone Company	4,235	Dell Rapids
8	8	Sully Buttes Telephone Cooperative, Inc.	4,007	Highmore
9	9	Peoples Telephone & Telegraph Company **	3,692	Hot Springs
10	10	Sanborn Telephone Cooperative, Inc.	2,478	Woonsocket
11	11	Midstate Telephone Company	2,421	Kimball
12	12	Brookings-Lake Telephone Company	2,287	Brookings
13	13	Valley Telephone Cooperative Association, Inc.	1,966	Herreid
14	15	Splitrock Telephone Cooperative, Inc.	1,957	Garretson
15	14	James Valley Cooperative Telephone Company	1,925	Groton
16	16	Cheyenne River Sioux Tribe Telephone Authority	1,745	Eagle Butte
17	17	West River Cooperative Telephone Company	1,294	Bison
18	18	Northwestern Bell - Iowa	1,078	
19	19	Beresford Municipal Telephone	1,044	Beresford
20	20	Baltic Cooperative Telephone Company	963	Baltic
21	21	Union Telephone Company	867	Hartford
22	23	Western Telephone Company	848	Faulkton
23	22	McCook Cooperative Telephone Company	842	Salem
24	24	Armour Independent Telephone Company	608	Armour
25	25	West River Mutual Aid Telephone Company	559	Hazen, N.D.
26	26	Hanson County Telephone Company	460	Alexandria
27	27	Tri-County Mutual Telephone Company	452	Emery
28	28	Roberts County Telephone Cooperative Association	445	New Effington
29	29	Jefferson Telephone Company	434	Jefferson
30	30	Kadoka Telephone Company	424	Kadoka
31	31	Northwestern Bell - Minnesota	407	
32	32	Northwestern Bell - Nebraska	299	
33	33	Faith Municipal Telephone Company	290	Faith
34	34	Kennebec Telephone Company	271	Kennebec
35	35	Great Plains Independent	199	Keystone
36	36	Stockholm-Strandburg Telephone Company	189	Stockholm
37	37	Northwestern Bell - North Dakota	172	
38	38	Consolidated Telephone Cooperative	163	Dickinson, N.D.
39	39	Valley Telephone Company	154	Browns Valley, Mn.
40	40	Continental Telephone Company of Minnesota	78	Jasper, Mn.
41	41	Vivian Telephone Company	74	Vivian
42	42	Dickey Rural Telephone Mutual Aid Corporation	51	Ellendale, N.D.
43	43	Farmers Mutual Telephone Company	32	Marietta, Mn.
44	44	Three River Telco	16	Lynch, Ne.
45	45	Mountain Bell - Wyoming	8	Newcastle, Wy.
46	46	Continental Telephone Company of Nebraska, Inc.	6	Kilgore, Ne.
47	47	Hills Telephone Company, Inc.	3	Estherville, Ia.

APPENDIX M

South Dakota Telephone Companies
Telephones in State
For the Year Ended December 31, 1978

	Main Stations	Extensions	Service Stations*	Total
Northwestern Bell	200,217	193,227	395	393,444
R. T. A. Cooperatives	36,049	21,632	4	57,681
Municipal	8,386	5,867		14,253
Class "A"	21,329	11,584	289	32,913
Class "B"	263	91	30	354
Foreign Exchange	3,026	1,781		4,807
Service Stations	740	Not Available		740
Totals	270,010	234,182	718	504,192

* Not included in total

APPENDIX N

REVENUES - Fixed Utilities Division (1979)

Special Hearing Fund (683)*
For the Year Ended December 1978**
Final Report

	Amount Received	Total Received
Gas and Electric Companies		
Black Hills Power & Light	$ 28,193.02	
Iowa Public Service	5,235.60	
Montana-Dakota Utilities	18,885.10	
Northern States Power	23,574.21	
Northwestern Public Service	46,476.37	
Otter Tail Power	6,150.34	
Minnegasco	17,835.08	$146,349.72
Telephone Companies		
Northwestern Bell	$ 71,503.16	
Class A	4,918.06	
Class B	42.84	
Switcher Stations***	10.75	
Foreign	71.56	$ 76,546.37
Total (includes penalties collected of $7.69)		$222,896.09

* The Special Hearing Fund was enacted by the Legislature in 1975. The 683 fund as defined by SDCL 49-1A-1 is financed by assessing a tax (.001%) on the total intrastate gross receipts of public utilities and telephone companies under the Commission's jurisdiction. The fund is to be used to defray the expense of hearings involving matters relating to telephone, electricity or natural gas.

** Total gross receipts for calendar year 1978 are used to determine 683 funds payable to the Commission in Fy 1979.

*** Of the thirty-nine switcher stations, twenty-one companies filed a report with sixteen companies paying the amount due, four companies reporting zero tax due and one company not paying the amount due.

APPENDIX O

REVENUES - Transportation Division (FY-77 - FY-79)

FY 77 ending June 30, 1977	No.	Cost	Amount	
ICC or XICC	774	$ 25	$ 19,350.00	$
MC-A	1	200	200.00	
MC-B	13	100	1,300.00	
MC-C	2	50	100.00	
Transfers	119	25	2,975.00	
Renewals	1,225	25	30,625.00	
Penalty	112	25	2,800.00	$ 57,350.00
Ident Stamps	55,886	4	223,542.00	
Cab Cards	3,167	30¢	950.10	224,492.10
Elev License	586	2.50	1,465.00	
Stg Cert	497	2.50	1,242.50	
Gr Term Weighmaster	1	5.00	5.00	
General Storage	54	5.00	270.00	
Grain Buyers	220	15.00	3,300.00	6,282.50
Total Revenue FY-77				$ 288,124.60
FY 78 ending June 30, 1978				
ICC or XICC	819	25.00	$ 20,475	
MC-A	3	200.00	600.00	
MC-B	19	100.00	1,900.00	
MC-C	8	50.00	400.00	
Transfers	95	25.00	2,375.00	
Renewals	1,200	25.00	30,000.00	
Penalty	104	25.00	2,600	58,350.00
Ident Stamps	67,029	4.00	268,116.00	
Cab Cards	2,938	.30	881.40	268,997.40
Elev License	565	2.50	1,412.50	
Stg Cert	481	2.50	1,202.50	
General Storage	53	5.00	265.00	
Grain Buyers	161	15.00	2,415.00	5,295.00
Total Revenue FY-78				$ 332,642.40
FY 79 ending June 30, 1979				
ICC or XICC	1,182	25.00	29,550.00	
MC-A	1	200.00	200.00	
MC-B	64	25.00	1,600.00	
MC-C	6	50.00	300.00	
Transfers	139	25.00	3,475.00	
Renewals	1,193	25.00	29,825.00	
Penalty	95	25.00	2,375.00	$ 67,325.00
Ident Stamps	84,533	4.00	338,130.00	
Cab Cards	2,451	.30	735.30	338,865.30
Elev License	810	2.50	2,025.00	
Stg. Cert.	682	2.50	1,705.00	
General Storage	58	5.00	290.00	
Grain Buyers	275	15.00	4,125.00	8,145.00
Total Revenue FY 79				$ 414,335.30

APPENDIX P

EXPENDITURES, ENCUMBRANCES, REVERSIONS
BUDGETED PROGRAMS
For Fiscal Year Ended June 30, 1979

Expenditures by Funds

Program	Description	Budgeted	General Funds	Gas, Elec, Tel Regulation	Encumbered	Total Expenditures	Reverted
01	**Administration**						
	Personal Service	$ 120,549 23	$ 117,492 95	$	$	$ 117,492 95	$
	Employee Benefits	13,105 97	11,956 47-			11,956 47	
	Travel	5,440 00	6,460 03			6,460 03	
	Contractual Service	5,000 00	4,455 39			4,455 39	
	Supplies & Materials	2,200 00	673 37			673 37	
	Program Totals	$ 146,295 20	$ 141,038 21			$ 141,038 21	$ 5,256 99
02	**Transportation**						
	Personal Service	145,513 00	136,195 54			136,196 54	
	Employee Benefits	21,491 00	19,739 35			19,739 35	
	Travel	21,857 80	20,762 59			20,762 59	
	Contractual Service	80,000 00	45,550 74		20,235 00	65,785 00	
	Supplies & Materials	7,680 00	9,557 85		598 00	10,155 00	
	Capital Assets	1,000 00	3,137 77		166 95	3,304 72	
	Program Totals	$ 277,541 80	$ 234,944 84		$20,999 95	$ 255,944 79	$21,597 01
03	**Fixed Utilities**						
	Personal Service	197,145 00	119,265 06	62,709 20		181,974 26	
	Employee Benefits	28,171 00	16,879 32	9,063 90		25,943 22	
	Travel	10,000 00		7,707 72		7,707 72	
	Contractual Service	103,329 00		83,233 64	21,359 00	104,592 64	
	Supplies & Material	7,000 00		4,514 28		4,514 28	
	Grants, subsidies etc	1,000 00		1,203 09		1,203 09	
	Capital Assets	00		236 55		236 55	
	Program Totals	$ 346,645 00	$ 136,144 38	$ 168,668 38	$21,359 00	$ 346,645 00	$ 9,490 62
	Returned to Cash Balance						10,982 62
							$20,473 24